

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Raphel *et al.*

Application number: 09/912,401

Filed: July 26, 2001

For: *SYSTEM, METHOD AND COMPUTER  
PROGRAM TO MAXIMIZE SERVER  
THROUGHPUT WHILE AVOIDING SERVER  
OVERLOAD BY CONTROLLING THE RATE OF  
ESTABLISHING SERVER-SIDE NETWORK  
CONNECTIONS*

Attorney Docket No.: 2006579-0455 (CTX-171RCE)

Art Unit: 2153

Examiner: Strange, Aaron N

Confirmation No.: 4249

MS RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

This paper is being filed in response to the Notice of Non-Compliant Amendment mailed January 31, 2008. The deadline for responding to this Notice is February 29, 2008. Applicant thus submits that the present response is timely filed on February 28, 2008.

**Amendments to the Claims** are described beginning on page 2 of this paper

**Remarks** begin on page 10 of this paper.